

**JUDGE FRANKLIN D. BURGESS**

IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT  
OF WASHINGTON AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

THOMAS JAMES BELL,

Defendant.

NO. CR05-5477FDB

ORDER CONTINUING TRIAL DATE

The court having considered the stipulation of the parties, the records and files herein, the agreed motion and affidavit of defense counsel in support of the motion to continue the trial date, the court hereby makes the following findings:

The court finds that a failure to grant the continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. 3161(h)(8)(B)(ii).

The court further finds that the ends of justice will be served by ordering a continuance in this case, that the continuance is necessary to insure effective trial preparation and that these factors outweigh the best interests of the public in a more speedy trial, with the meaning of 18 U.S.C. 3161(h)(8)(A).

IT IS THEREFORE ORDERED that the trial date be continued from November 14, 2005 to February 27, 2006.

IT IS FURTHER ORDERED the period of time from the current trial date of November 14, 2005, up to and including the new trial date of February 27, 2006 , shall be excludable time

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1 pursuant to the Speedy Trial Act, 18 U.S.C. 3161 et seq.

2 IT IS FURTHER ORDERED that the pretrial motions deadline shall be extended to  
3 November 30, 2005.

4 DATED this 2<sup>nd</sup> day of November, 2005.

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9 FRANKLIN D. BURGESS

10 United States District Judge

11  
12  
13 /s/Gregory A. Gruber

14 GREGORY A. GRUBER

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